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Attorneys for Defendant  
MICHAEL C. PATTISON

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

vs.

RAJ P. SABHLOK AND MICHAEL C.  
PATTISON,

Defendants.

Case No: CV 08-04238-CRB (JL)

ASSIGNED TO:  
THE HONORABLE CHARLES R. BREYER

**STIPULATION AND [PROPOSED] ORDER  
RE DEFENDANT'S MOTION TO COMPEL  
THE DEPOSITION OF WILLIAM T.  
SALZMANN**

Date: November 13, 2009  
Time: 10:00 a.m.  
Judge: U.S. Magistrate Judge James Larson

Date Action Filed: 9/9/08

**STIPULATION**

This Stipulation Re Defendant Michael C. Pattison's Motion to Compel Deposition of William T. Salzmänn is entered into between Plaintiff Securities and Exchange Commission ("Plaintiff"), Defendant Michael C. Pattison ("Pattison"), and Defendant Raj P. Sabhlok ("Sabhlok") with reference to the following facts:

1 A. A discovery dispute arose between Plaintiff and Defendant Pattison regarding  
2 whether Plaintiff must make William Salzmänn, one of Plaintiff's attorneys, available for  
3 deposition.

4 B. On October 9, 2009, Defendant Pattison filed a Motion seeking an Order:

- 5 (1) requiring Plaintiff Securities and Exchange Commission ("SEC") to produce  
6 William T. Salzmänn, Esq., counsel for the SEC, for a deposition by no later  
7 than November 24, 2009 on any topic that he may testify on at trial (and  
8 accept a deposition notice mail-served on the SEC's counsel);  
9 or, in the alternative,

- 10 (2) prohibiting Mr. Salzmänn from testifying at trial for any purpose.

11 C. By this Stipulation, the parties wish to resolve this discovery dispute and the  
12 Motion.

13 IT IS HEREBY STIPULATED that:

14 1. No party will call Mr. Salzmänn as a witness to testify in this action for any  
15 purpose, nor will any party encourage or advocate that Mr. Salzmänn testify for any purpose at  
16 trial or otherwise, including in any party's case-in-chief, defense or rebuttal.

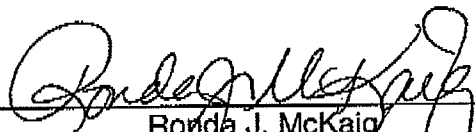
17 2. The Court's entry of an order on this Stipulation shall constitute an Order that Mr.  
18 Salzmänn shall not testify in this action for any purpose.

19 3. Upon the Court's entry of an order on this Stipulation, the Motion will be  
20 withdrawn.

21 IT IS SO STIPULATED.

22  
23 Dated: October 16, 2009

SKADDEN ARPS SLATE MEAGHER & FLOM LLP

24  
25  
26 By:   
27 Ronda J. McKaig  
28 Attorneys for Defendant Raj P. Sabhlok

1  
2 Dated: October 16, 2009

NOSSAMAN LLP

3  
4 By: 

Brendan F. Macaulay  
Attorneys for Defendant Michael C. Pattison

5  
6  
7 Dated: October 16, 2009

SECURITIES AND EXCHANGE COMMISSION

8  
9 By: 

Susan F. LaMarca  
Securities And Exchange Commission

10  
11  
12  
13  
14 IT IS SO ORDERED.

15  
16  
17 DATED: 10-20-09



United States Magistrate Judge James Larson